IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

WRIT PETITION NO. 1884 OF 2006 .

C.H. Thakur ... Petitioner.
V/s.
The Associated Cement Co. Ltd.... Respondents.

Shri B.J.Sawant with Ms. Meghraj Mulani for the petitioner.

Shri S.G. Bhandary i/b Bhandary & Co. for the respondents.

CORAM : V.C.DAGA, J.

DATED : 20.3.2006.

P.C. :

. Heard learned Counsel for the petitioner.

. No case is made out to interfere with the impugned order. The view taken by the Court below is a reasonable and possible view. At any rate, the Court below was justified in holding that the claim sought to be made by the defendant could not have been made under section 33-C of the Industrial Disputes Act. Petition is, therefore, dismissed in limine with no order as to costs.

. However,it is made clear that in the event petitioner decides to move any other forum to claim amount of gratuity, this dismissal of the petition shall not come in his way.

(V.C.DAGA,J.)